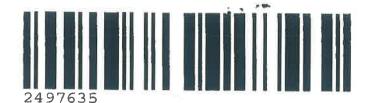
### Scanned Jun 18, Document 31-120 Filed on 01/26/15 in TXSD Page 1 of 40



CaseNumber: WR-72,735-03 EventDate: 09/13/2012

Style 1: RAMIREZ, JOHN HENRY

Style 2:

Event code: RR ADD'L VOLUME

EventID: 2497635

Applicant first name: JOHN HENRY

Applicant last name: RAMIREZ

Offense: 19.03

Offense code: Capital Murder

Trial court case number: 04-CR-3453-C(2)

Trial court name: 94th District Court

Trial court number: 321780094

County: Nueces

Trial court ID: 267

Event map code: GENERIC

Event description: Habeas Corpus - Capital Death

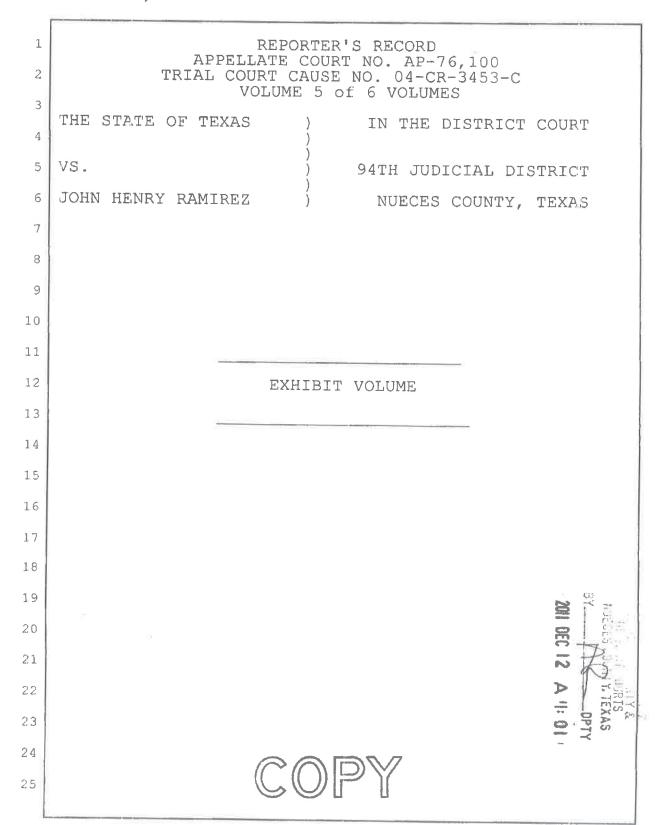
Event description code: 11.071

Remarks: VOL. 5 OF 6 VOLS. -- EXHIBIT VOLUME

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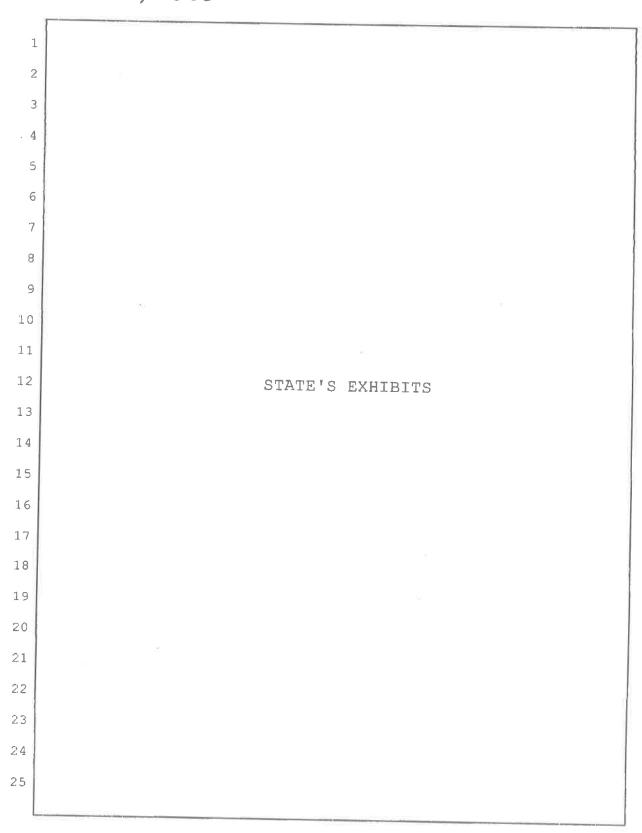
### Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 2 of 40 **Scanned Jun 18**, **2013**



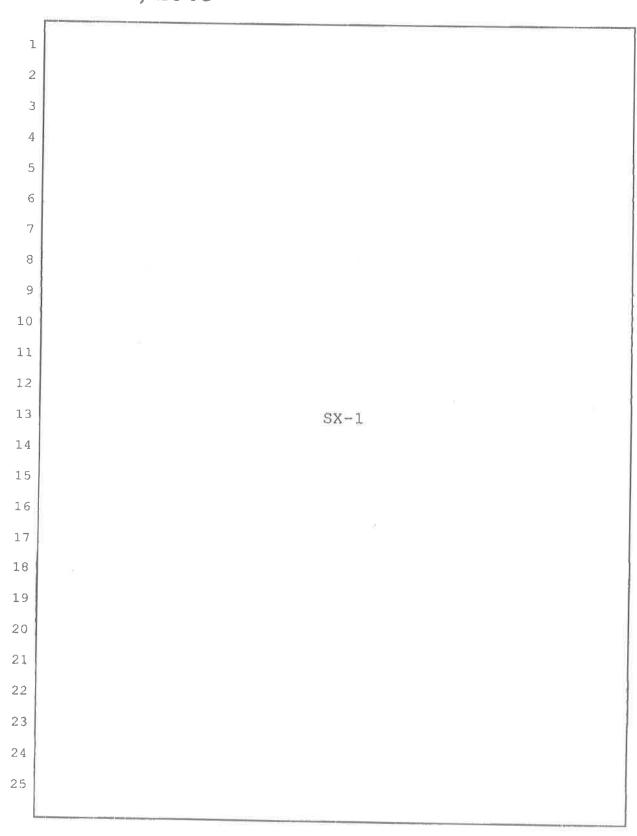
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2	NO.	DESCRIPTION EXHIBITS	OFFERED	ADMITTED	VOL.
3	SX-1 SX-2	Photograph	47 46	47 46	2 2
4	SX-3 SX-4	Juror questionnaires	46 13	46 14	2
5	DX-1 DX-2	Defendant's file with C.D Attorney fee voucher	23	23 27	2
6	DX-3	Defendant's school records	5	5	3
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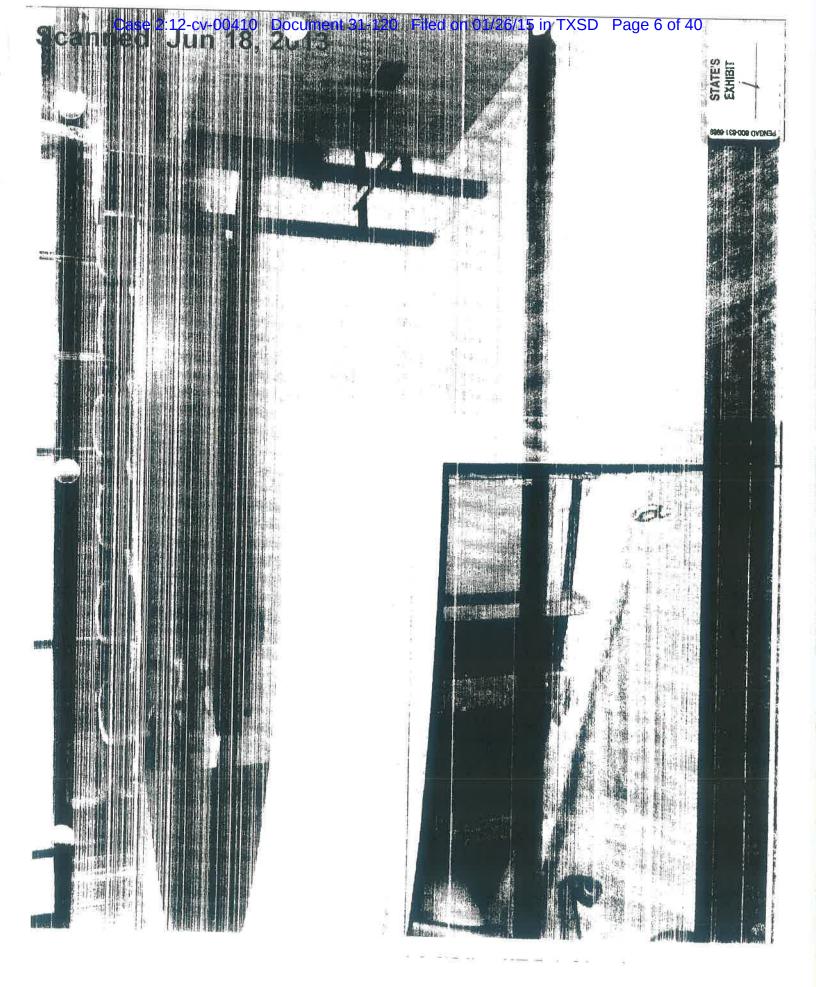
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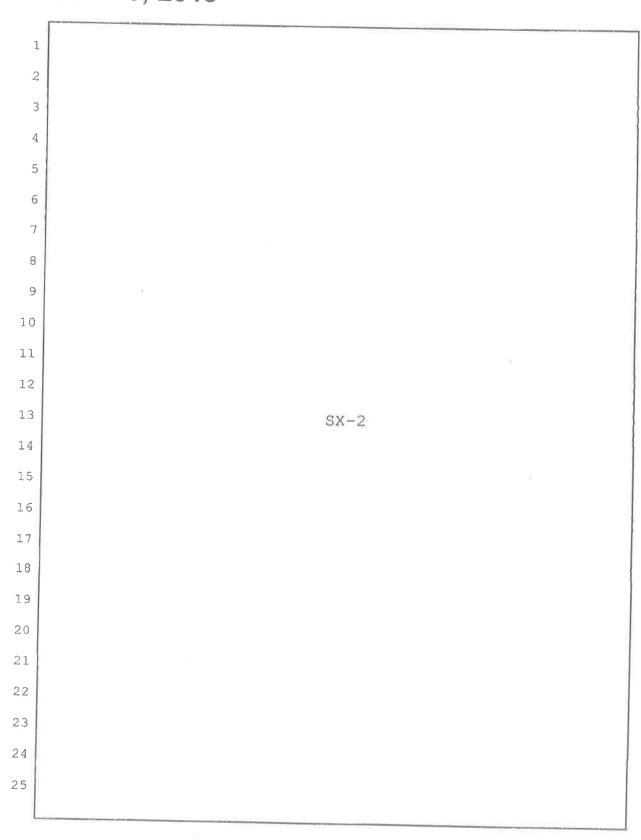


MARY LOPEZ BUITRON, CSR, RPR Official Court Reporter - 94th District Court

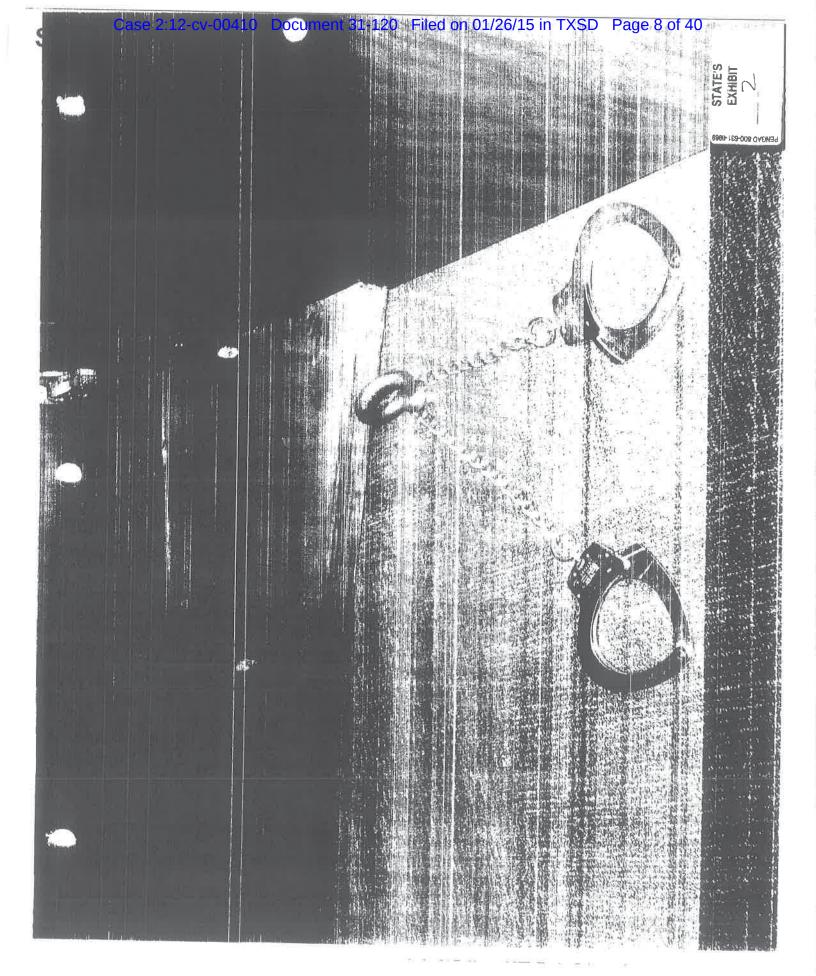


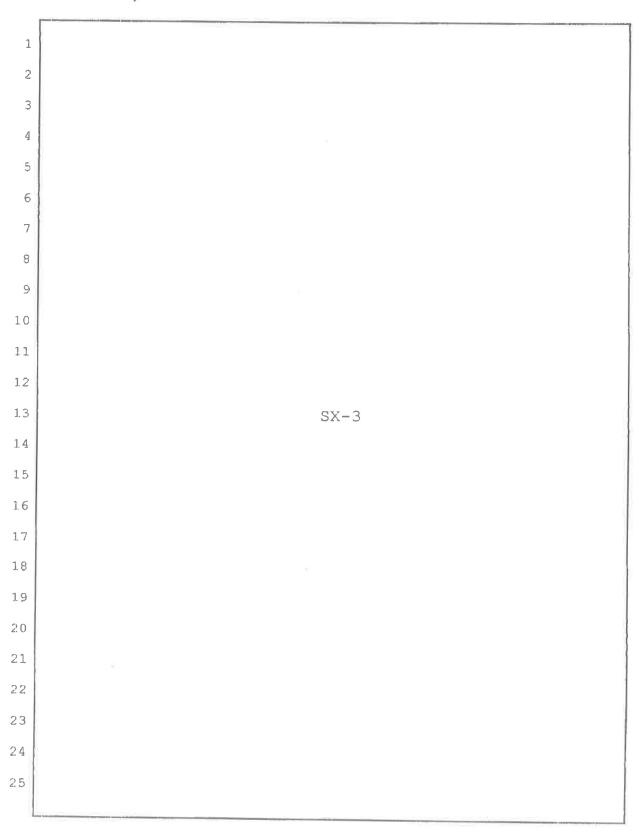
MARY LOPEZ BUITRON, CSR, RPR Official Court Reporter - 94th District Court



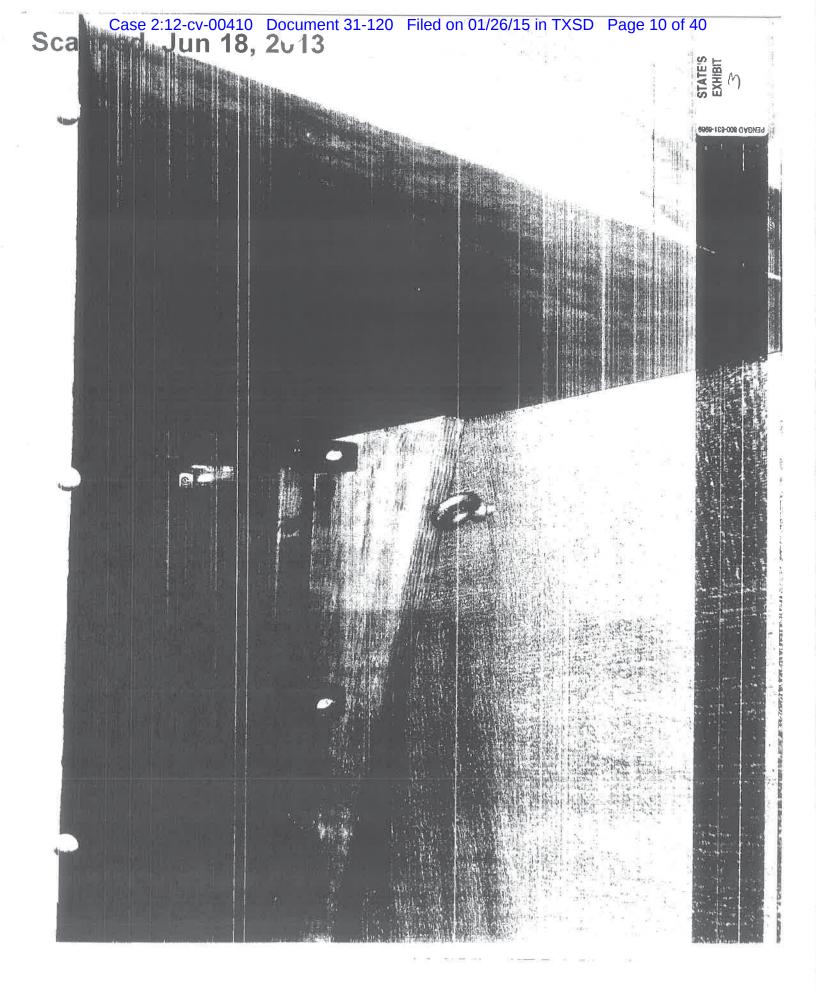


MARY LOPEZ BUITRON, CSR, RPR Official Court Reporter - 94th District Court

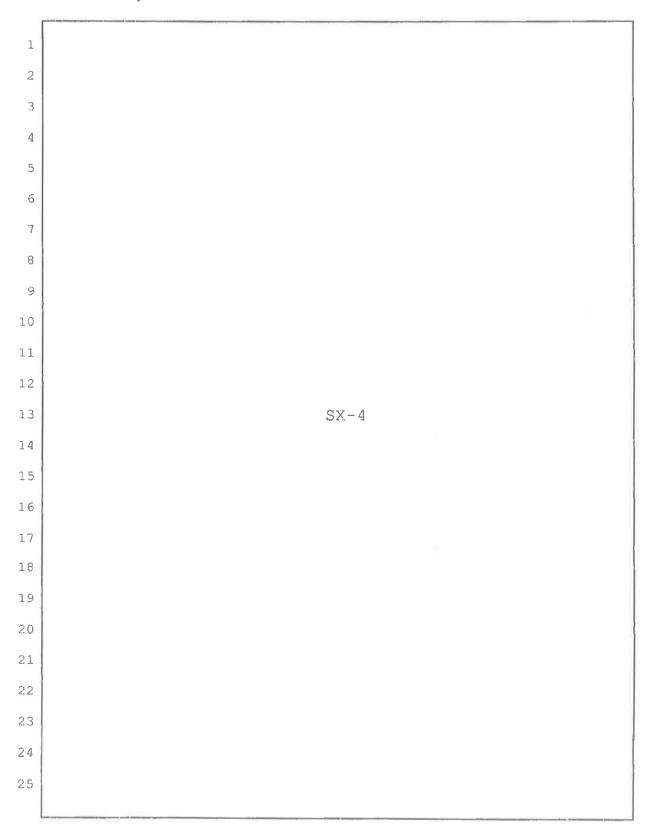


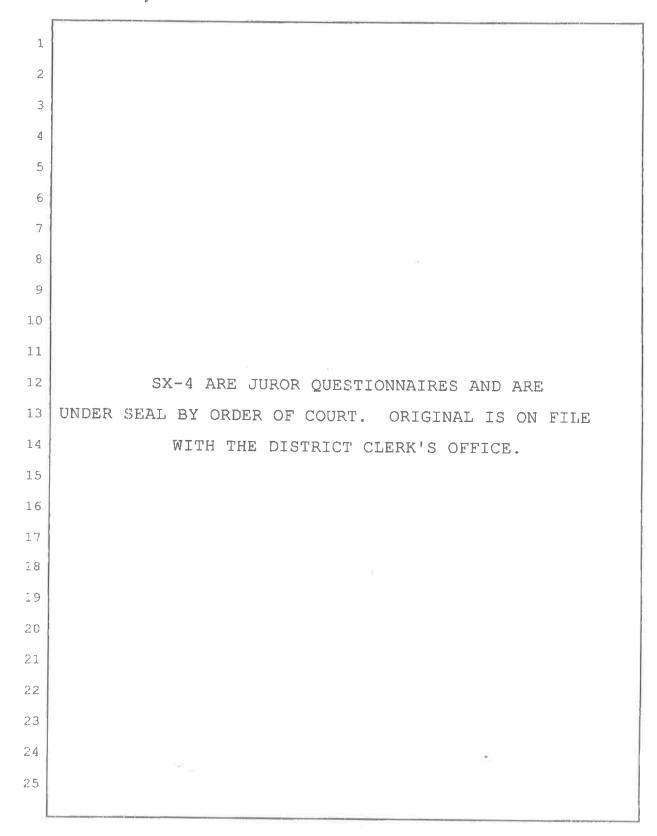


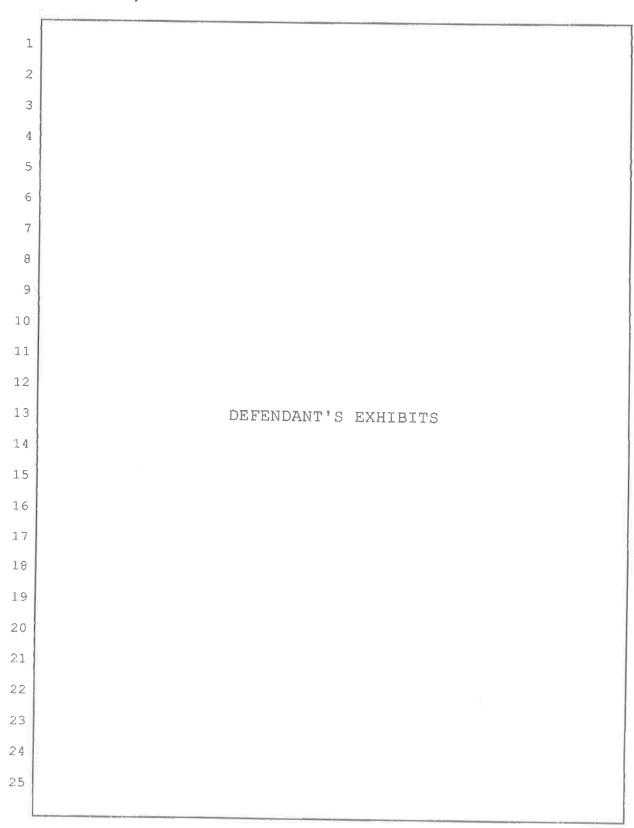
MARY LOPEZ BUITRON, CSR, RPR Official Court Reporter - 94th District Court



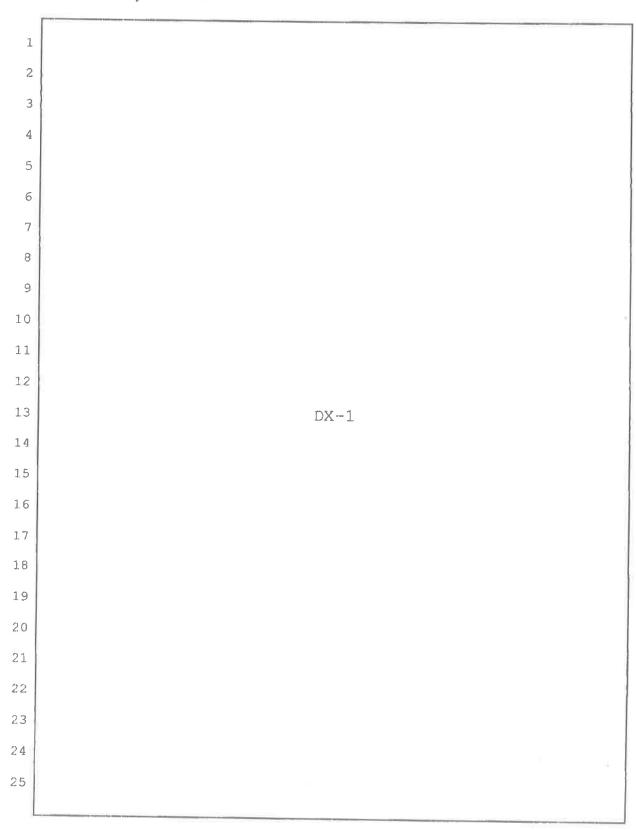
## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 11 of 40 **Scanned Jun 18**, **2013**







## Scanned Jun 18, Document 31-120 Filed on 01/26/15 in TXSD Page 14 of 40 **Scanned Jun 18**, 2013



MARY LOPEZ BUITRON, CSR, RPR Official Court Reporter - 94th District Court

**GRANT JONES** 

Attorney At Law 5826 Beauvais Dr. Corpus Christi, Texas 78414 Tel: 361-815-2470

Fax: 361-866-243-9810

April 20, 2009

Mr. Michael Gross Attorney At Law 106 South St. Mary's Street, Suite 260 San Antonio, Texas 78205

Ref: State v. John Henry Ramirez 04-CR-3453-C 94th District Court Nucces County, Texas

Mr. Gross:

Enclosed is a CD containing my file from the John Ramirez case.

Sincerely,

Grant Jones

Attorney At Law

Email: grant800@.att.net State Bar Number: 10917000

> DEFENDANT'S EXHIBIT

### Scanned Jun 18, 2013 Filed on 01/26/15 in TXSD Page 16 of 40

LAW OFFICE OF MICHAEL C. GROSS, P.C.

106 SOUTH ST. MARY'S STREET, SUITE 260 SAN ANTONIO, TEXAS 78205 WWW TXMILITARYLAW.COM (210) 354-1919 FAX: (210) 354-1920

MICHAEL C. GROSS BOARD CERTIFIED - CRIMINAL LAW NATIONAL BOARD OF TRIAL ADVOCACY TEXAS BOARD OF LEGAL SPECIALIZATION

JOSEPH A, ESPARZA BOARD CERTIFIED - CRIMINAL LAW NATIONAL BOARD OF TRIAL ADVOCACY TEXAS BOARD OF LEGAL SPECIALIZATION

March 3, 2009

SENT BY FAX ONLY 866-243-9810 Grant Jones, Esquire 5826 Beauvais Corpus Christi, Texas 78414

RE: Cause No. 04-CR-3453C, State v. John Henry Ramirez, In the 94th Judicial District Court, Nueces County, Texas

Dear Mr. Jones:

I have been court appointed to represent Mr. John Henry Ramirez on his state writ. Please send me a copy of your file. Enclosed please find a copy of the Authorization for Release of Records signed by Mr. Ramirez.

Thank you for your attention to this matter.

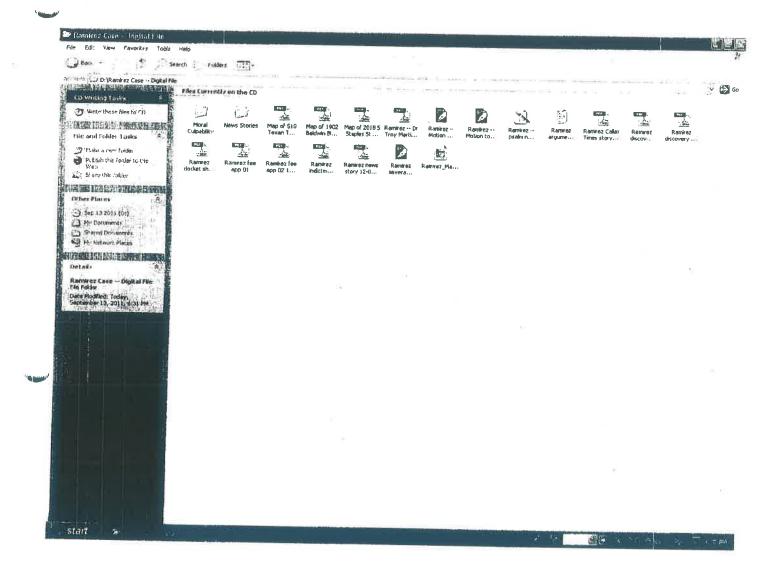
Sincerely,

Michael C. Gross

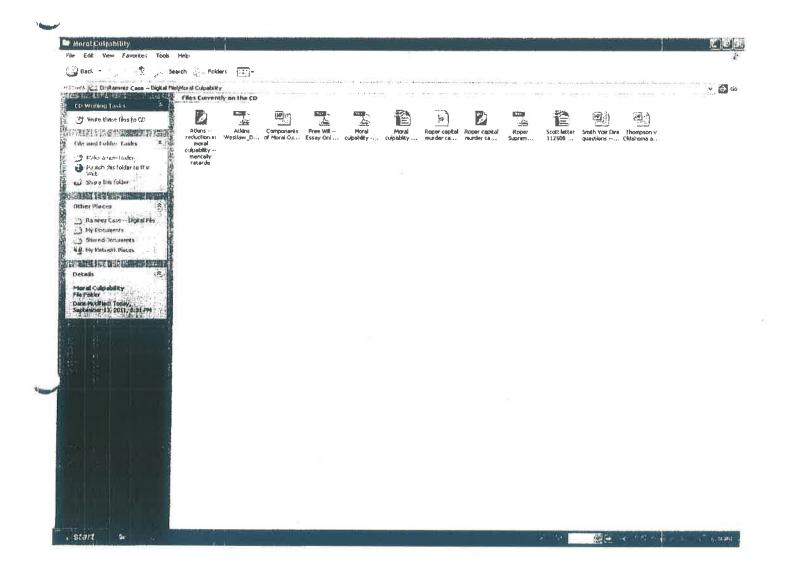
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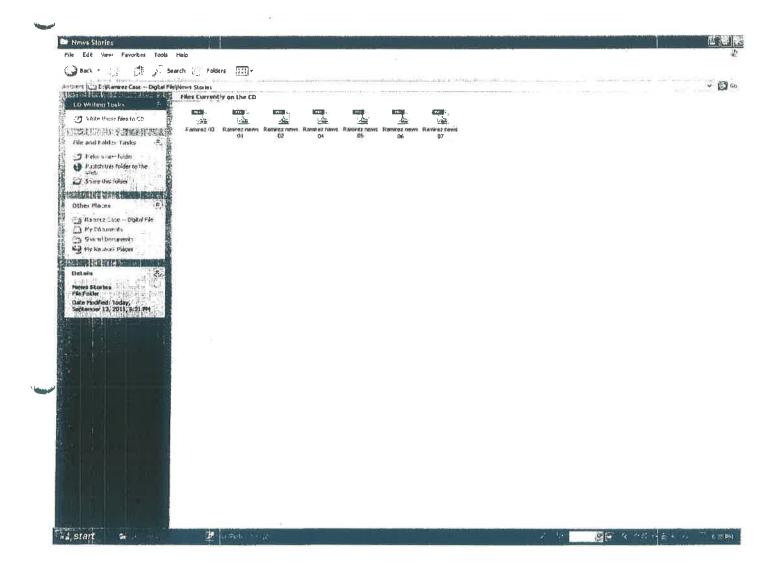


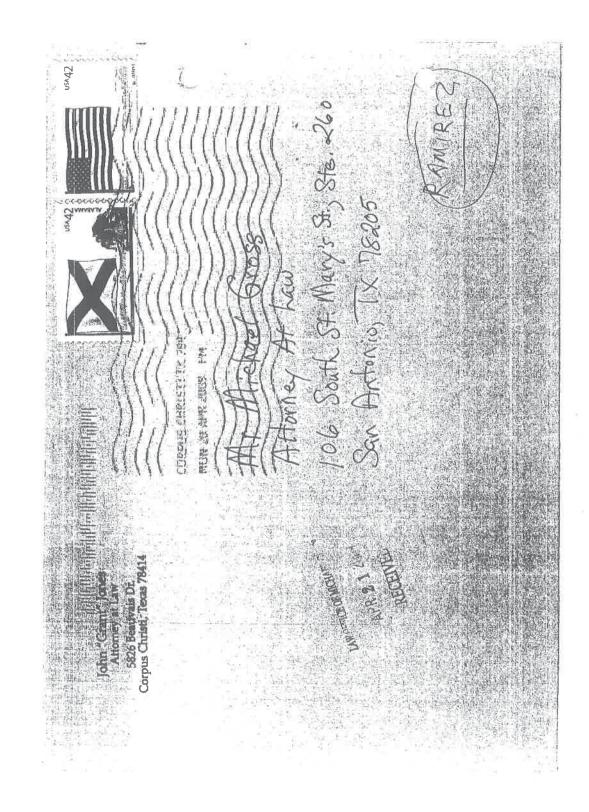
## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 18 of 40 **Scanned Jun 18, 2013**



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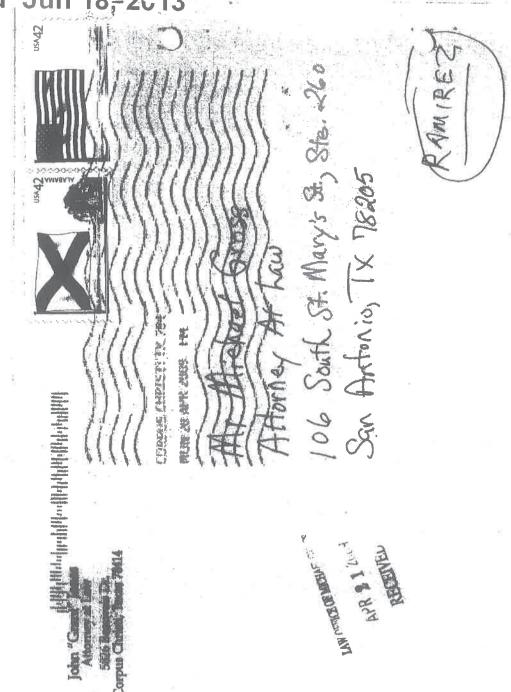
## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 19 of 40 $\bf Scanned\ Jun\ 18,\ 2 \cup 13$

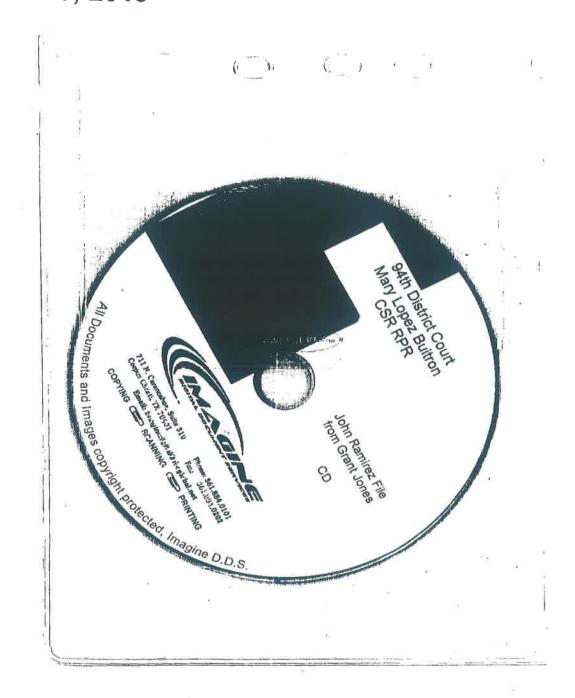




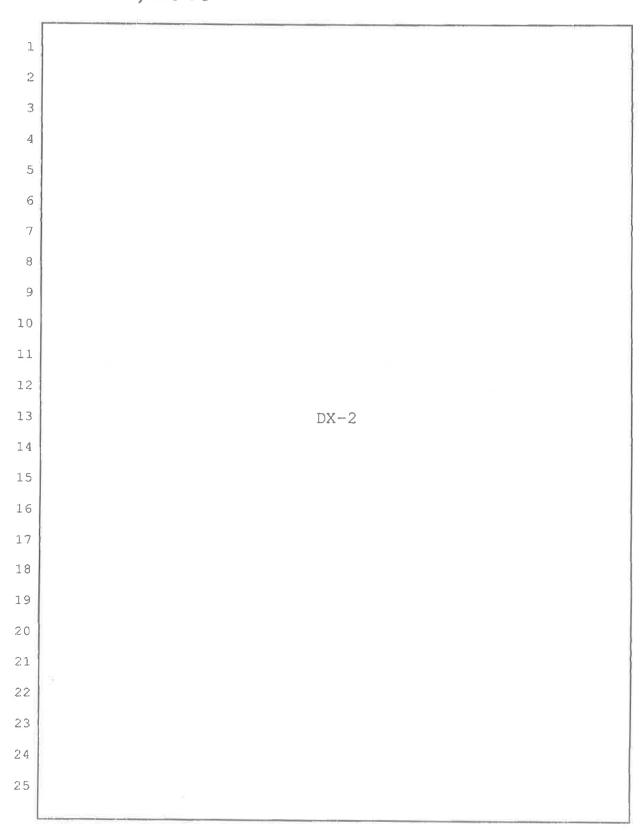


Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 22 of 40 Scanned Jun 18, 2013





## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 24 of 40 **Scanned Jun 18**, **2013**



MARY LOPEZ BUITRON, CSR, RPR Official Court Reporter - 94th District Court

## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 25 of 40 **Scanned Jun 18, 2613**

Attorney Ree Nueces County Court # 94th		PO#	Each ciri Itemized Submit se	y and course number per de in must be printed or typed	Picase do not une red is required. Se tions, expert witnes	e page 2, is costs and other expenses
Crusuido: C4-CR-3	453-C	Offense: ()	apital Mu	rder / Death Pe	nalty	Degree Capital
In the case of : Store of	Texas va John Ram	irez			AGE	
The Level:	lemeanor (CR) Rev	ncation-Felony (CR)	Revocat	ion-Misdemeanor(CR)	Dismissal	(CR) Habeas Corpus
[]Appeal (AFA)[]Juve		ital Case (CM)	No Chai	ges Filed (AR)	Divert/Oth	ner:
			Number	Authorized	Not to Exceed	i
	In court	at He	airs/Onys	\$250 to \$450	Excess	Sub-total
Guilty Plea or Plea	Qui of court			Flux Cee		
				2100 to \$400	1	Sub-total
Diamissal on State's Movion	Out of court		almost a late seet & lead	Flui fee		
Mr. Jan. Taleband	In court			\$60 to \$80Ar		Sub-total
Nonjury Trial and Contested Hearings	Out of court			\$30 to \$60/hr		
	In court 2nd chai	r 39.5		\$150 / fur."		Sub-total
Jury Trial	Out of court 2nd cha			\$150/ hr.*		
	Death semence case	10.0		\$50 to \$75Ar	\$10,000	Sub-total
Direct Appeal	Non-death capital, first	or second		\$50 to \$75/hr	\$3,000	
or a	degree case Third degree or state jail	Leaca		\$50 to \$75/hr	\$2,500	-
Discretionary Review	Misdemeanor case	1000		\$50 to \$75/hr	\$1,500	
	1918 de ficultor case		Reimbu	rable costs (Please	itemize on Page 2)	
5 5th Adm. and Dist of Tx	Standards & Rules For Ou	inlifications of Altys For	Appointment b	Death Penalty Cases	Total	
Artemey Name: Grant		LICATIONNEY DENTI	ANERONT AGE	Vendor No.: V	<b>在海外海洋沿河</b>	THE STATE OF THE S
E-Mail Address grant80	0@att_net				For County Auditor	
Mailing Addres (Number, Street	et, Suite, City, State, Zip Code)			Dejit - KeyCode:		Secondary Reference:
5826 Beauvais Dr.	Corpus Christi, T	exas 78414		Ir.	sa Namber:	
10917000		361-815-24	70	1	1-866-243-9	
(, the undersigned attorney		mation is true and com- provide effective assistan	ce of counsel.  o disclosed to f	it further swear or affin to Gourt in writing.	m that I have not	exas. The compensation and received nor will receive any
Time Period of Services R	tendered: From 11/20	0/2008	to :	12/09/2008	1	(Comjete Pege 2)
Have previous vouchers bee	n sumitted for this case? ☐		voucher for:	groups and Date  Final payment	or Pa	V-18-08 tlat payment?
SIGNATURE OF TRIAL A	IDGE		RDER INCOME	2.5.2.2.2.25	是在机械技术	<b>经经</b> 区单元/10 英语道
2		Dinte 5	Amount			
Reason(5) for Denial or Varia	HOOSE:	inte	CHAMMIT	Recorded by: Paley Per	ex. District Clark lay De	eauty District Clerk (Signature)
Attention chair com 2	007				DE	FENDANT'S EXHIBIT

***************************************	DETAILS OF SERVICES	PERFORM	80
Date of Service	Description of Service	1	Time
n Chen Services: See Exhibit A			
14 44 - 14 14 1 - 10 1 - 11 1 1 1 1 1 1 1 1 1 1 1 1 1			the production of the same of
Out of Court Services:			
Conference with defendant: See la	xhibit A		
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Conference with District Afterney:	See Exhibit A		
C Official Control of the Control of			
water to the second			
Conference with others: See Exhibi	1 A		
S CONSTRUCTION WITH THE STATE OF THE STATE O			
	- to the total tot		
Other Services and Reimbursab	la Evnances: San Exhibit A		100 - 10 - 10 - 10 - 10 - 10 - 10 - 10
(Reimbursable expenses must be item	zed below and total amount carried o	ver to Page 1)	
The state of the s	I management		
	L	Total	
P 1 P F	1. Y. Ja. A.	Lotti	
Appeal to Conn of Appeals: See F	ZIIOH A		
			real translation of the second
CATERNAL CHARLES CONTROL OF THE STATE		Total	
Petition for Discretionary Revew:	See Exhibit A	PDR Appoi	ntment Date:
nere employ material are		Tota	1

### In Court Services

Exhibit A

12/07/2008

Fee Application Number 2 Of Grant Jones The State of Texas vs. John Ramirez 04-CR-3453-C 94th District Court Nueces County. Texas

### DETAILS OF SERVICES PERFORMED -- ATTACHMENT

Date of Service	Description of Service	Time
In Court Ser	vices	
12/01/2008	In Court Appearance for trial on merits day 1	7.00
12/02/2008	Court appearance for trial on meritsday 2	7.00
12/03/2008	In court appearance for trial on merits day 3	7.00
12/04/2008	In court appearance for trial day 4	7.00
12/05/2008	In court appearance for trial day 5	7.00
12/08008	Court appearance for trial day 6	4.50
	Subtotal	39.50
Out Of Cour	t Services	
Conference V	Vith Defendant	19.
11/24/2008	Meeting with defendant at jail	1.50

Meeting with defendant at Nueces

County Jail with Ed Garza and Dr.

Troy Martinez

1.00

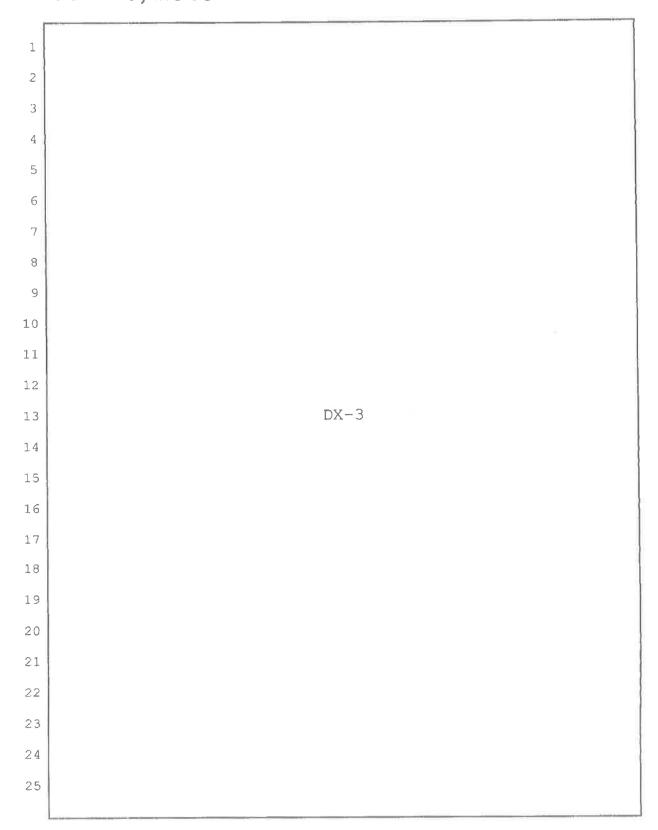
## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 28 of 40 $\,$ Scanned Jun 18, $\,$ 2013

10/09/2008	12/09/2008 Post trial visit with defendant at jail		
	Subtotal	3.30	
Conference W	ith Others		
11/20/2008	Meeting with Ed Garza, Dr. Troy Martinez, and investigator Joe Barrera	2.00	
11/24/2008	Meeting with defendant's maternal grandmother	1.50	
11/24/2008	Meeting at Ed Garza office with Joe Barrera	1.00	
12/032008	Tel conf with Dr. Troy Martinez	0.20	
12/07/2008	Meeting at Ed Carza's office with Dr. Troy Martinez	2.00	
12/09/2008	Conf with court manager and ADA Skurka ref transiter of defendant to Funtsville	0.50	
12/09/2008	Fel conf with attorney Hector Gonzalez	0.10	
	Subtotal	7.30	
Other Services			
11/25/2008	Trial preparation of offense reports from continuous form offense report / organization of discovery materials for use in trial	3.00	
11/29/2008	Preparation, of request for jury instruction on accomplice testimony; review of recent cases on law of accomplice testimony; and preparation of trial brief containing general rules relating to accomplice testimony	2.00	

## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 29 of 40 **Scanned Jun 18, 2013**

12/05/2008	Preparation of objections to punishment charge / filed i		2.00
12/07/2008	Review of case law relating standard of review of futur dangerousness issue and ex factors that reviewing cour	e ridentiary	1.20
	2	. Subtotal	8.20
	9	Total	18.80

## Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 30 of 40 $\,$ Scanned Jun 18, 2013



MARY LOPEZ BUITRON, CSR, RPR
Official Court Reporter - 94th District Court

# STATE V. JOHN H. RAMIREZ

**SCHOOL RECORDS** 



OFFICE OF LEGAL SERVICES



### CORPUS CHRISTI INDEPENDENT SCHOOL DISTRICT

P.O. BOX 110 Corpus Christi, Texas 78403-0110 • 801 Leopard Street (361) 886-9067 Fax: (361) 844-0283

April 24, 2009

Mr. Michael C. Gross Law Office of Michael C. Gross, P.C. 106 South St. Mary's Street, Suite 260 San Antonio, Texas 78205

RE: Cause No. 04-CR-3453-C, The State of Texas vs. John Henry Ramirez; In the 94th Judicial District Court of Nueces County, Texas

Dear Mr. Gross:

Pursuant to your subpoenas received in our office on or about April 13, 2009, please find enclosed a copy of the responsive academic and special education records on file with the Corpus Christi Independent School District ("District") regarding John Henry Ramirez. Also enclosed are Affidavits, which have been signed by the appropriate custodians of record, and have been properly notarized. Please note that the custodians of record, Mr. Jose Hernandez, Principal of Allen Elementary School, Ms. Angela Portis-Woodson, Principal of Wynn Seale Academy, and Mr. Conrado Garcia, Principal of Moody High School, have been notified that they are not required to appear in court to testify in the above-referenced matter.

Additionally, pursuant to your request dated April 27, 2009, please find enclosed additional special education records, which have been provided by the District's Office of Special Education. Please note that some records have been redacted to exclude another student's confidential student information, which is protected by FERPA (these pages have been flagged).

Should you have any questions, please do not hesitate to contact me at 886-9067. Thank you.

Sincerely,

Anelela Monteroz By: ms w/ pervisorer

Imelda Martinez, In-House Counsel Office of Legal Services

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**Enclosures** 

### Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 33 of 40 Scanned Jun 18, 2013

#### CAUSE NO. 04-CR-3453-C

THE STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	
VS.	§	94 <sup>TH</sup> JUDICAL DISTRICT
	§	
JOHN HENRY RAMIREZ	§	NUECES COUNTY, TEXAS

#### AFFIDAVIT OF NO RECORDS

Records Pertaining To: John Henry Ramirez

Type of Records:

To include all school records, including testing, disciplinary, and special education records for John Henry Ramirez, DOB: 06/29/84.

Before me, the undersigned authority, personally appeared 1050 Harrandoning by me duly sworn, deposed as follows: (Custodian of Records) who, being by me duly sworn, deposed as follows:

I, the undersigned, am the Custodian of Records for:

Allen Elementary School am over eighteen (18) years of age, competent of making this affidavit and personally acquainted with the facts herein stated:

- (a) That a thorough search of our files, carried out under my direction and control, revealed no records, as described above, on the person(s) named in the attached subpoena duces tecum.
- (b) It is to be understood that this does not mean that records do not exist under another spelling, another name or under another classification, but that with the information furnished to our office and to the best of our knowledge, no such records exist in our

AFFIANT (Custodian of Records)

Sworn to and subscribed before me on the 2014 day of April

**Notary Public** 

Monica A Jalunas

My Commission Expires: 08-12-10

### CAUSE NO. 04-CR-3453-C

THE STATE OF TEXAS IN THE DISTRICT COURT § 94<sup>711</sup> JUDICAL DISTRICT 8 VS. 8 JOHN HENRY RAMIREZ **NUECES COUNTY, TEXAS** 

#### AFFIDAVIT OF NO RECORDS

Records Pertaining To: John Henry Ramirez

Type of Records:

To include all school records, including testing, disciplinary, and special education records for John Henry Ramirez, DOB: 06/29/84.

Before me, the undersigned authority, personally appeared who, being by rne duly sworn, deposed as follows: (Custodian of Records)

I, the undersigned, am the Custodian of Records for:

Wynn Seale Academy am over eighteen (18) years of age, competent of making this affidavit and personally acquainted with the facts herein stated:

- (a) That a thorough search of our files, carried out under my direction and control, revealed no records, as described above, on the person(s) named in the attached subpoena duces tecum.
- (b) It is to be understood that this does not mean that records do not exist under another spelling, another name or under another classification, but that with the information furnished to our office and to the best of our knowledge, no such records exist in our files.

ANT (Custodian of Records)

Sworn to and subscribed before me on the \_\_\_\_\_ day of\_\_

JULIE CANTU Notary Public STATE OF TEXAS Comm. Exp. 02-14-2011

NOTAR

My Commission Expires:

#### **CAUSE NO. 04-CR-3453-C**

THE STATE OF TEXAS

\$ IN THE DISTRICT COURT

VS. \$ 94<sup>TH</sup> JUDICAL DISTRICT

JOHN HENRY RAMIREZ \$ NUECES COUNTY, TEXAS

#### AFFIDAVIT

Records Pertaining To: John Henry Ramirez

Type of Records:

To include all school records, including testing, disciplinary, and special education records for John Henry Ramirez, DOB: 06/29/84

Before me, the undersigned authority, personally appeared <u>Conrado Garcia</u>, who, being by me duly sworn, deposed as follows: (Custodian of Records)

I am the Custodian of Records for: Moody High School

Attached hereto are <u>203</u> pages of records from this facility. These records are kept in the regular course of business, and it was the regular course of business for an employee or representative of this facility, with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or to transmit information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The records attached hereto are the original or exact duplicates of the original.

AFFIANT (Custodian of Records)

April\_\_\_, 2009

Sworn to and subscribed before me on the 21 day of

CYNTHIA E. VARGAS

/ n

NOTARY PUBLIC

My Commission Expires: 3/13/2013

### Case 2:12-cv-00410 Document 31-120 Filed on 01/26/15 in TXSD Page 36 of 40 **120 Jun 18, 2013** Scanned



END OF COUNTE

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DISTRICT CD 178-904 STATE OF TEXAS ACADEMIC ACHIEVEMENT RECORD CORPUS CHRISTI INDEPENDENT SCH

1412 SOUTHGATE DR CORPUS CHRISTI IX 78415-4631 MARTINGE, PRISCILLA PAPENT/GUARDIAN

Sex:X

N:454-71-3620 3 :06/29/19/84

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KIREZ, JOHN H

DENT

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Title of School Official QUARTILE:

454713620 RAMIREZ, JOHN

### ACADEMIC ACHIEVEMENT RECORD SENT. DATE SENT EXIT LEVEL CHMULATIVE LABEL STUDENT: RANKREZ JOHN H STUDENT: 178-904 CORTUS CHRISTI ISD CAMPIGS: 004 MODDY H S TEXAS END-DF-COURSE = BIDIDGY TEXT DATE: FALL 1999 STUDENT: RANINEZ JOHN H STUDENT: DE (PEINS): 454713620 DDB: 06/29/84 GANDES: 064 MOODY H S GANDE: 064 MOODY H S REQUESTING AGENCY 10/01 TEST STANDARDIZED TEST/TEAMS RESULTS SCALE NET HIN. SCORE TLI EXPECT. EXEMPT-ARD EXEMPT-ARD EXEMPT-ARD SCALE SCORE 1610 DATE SENT Recom. Plan: On Track Y /(N BIOLOGY HRITIND READING MATH EXCT LEVEL CUMULATIVE LABEL STUBENT: RAMIREZ JOHN H STUBENT-ID (PETRS), 454713620 DOS: 86/29/84E STUBENT-ID (P ACADEMIC ACHIEVEMENT RECORD SENT. TEMAS END-DE-COURSE - V.S. AISTORY TEST DATE: SFRING 1999 STUDENT RAWIREZ JOHN H STUDENT-IN PRINES: 454713620 DOB: 06/29/84 DISTRICT: 178-994 CORPUS CHRISTI ISD CAPACE: 09 REQUESTING AGENCY DATE SI TEST DATE 02/01 02/01 HONORS / ACTIVITIES SPECIAL COMMENTS SCALE SCORE U.S. HISTORY 1510 SCALE SCORE TLI ABSENT ABSENT ABSENT H READING ANTH

FOR LOCAL USE

A whiteleted crock for a high school course in which both high action and codege crock will be awarded for a state approved facult-top program. Specific callage areaffing credit as hand on the colores hide of this moond. A = Del Mar College

Bee County College

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	09/04/2008 GC		#		£ £
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